

1 SPENCER HOSIE (CA Bar No. 101777)
shosie@hosielaw.com
2 BRUCE WECKER (CA Bar No. 078530)
bwecker@hosielaw.com
3 GEORGE F. BISHOP (CA Bar No. 89205)
gbishop@hosielaw.com
4 HOSIE RICE LLP
188 The Embarcadero, Suite 750
5 San Francisco, CA 94105
6 (415) 247-6000 Tel.
(415) 247-6001 Fax
7

8 *Attorneys for Plaintiff*
IMPLICIT NETWORKS, INC.

9
10 UNITED STATES DISTRICT COURT
11 FOR THE NORTHERN DISTRICT OF CALIFORNIA
12 SAN FRANCISCO DIVISION

13 IMPLICIT NETWORKS, INC.,

14 Plaintiff,

15 v.

16 SYBASE, INC., and
MICROSOFT CORPORATION,

17 Defendants.

18 Case No. C 09-1478 SI

19
20 **STIPULATED MOTION FOR**
21 **DISMISSAL WITH PREJUDICE OF**
22 **CLAIMS AND COUNTERCLAIMS**
23 **BY IMPLICIT NETWORKS, INC.**
24 **AND MICROSOFT CORPORATION,**
25 **AND [PROPOSED] ORDER**

1 Plaintiff Implicit Networks, Inc. ("Implicit") and Defendant Microsoft Corporation
2 ("Microsoft"), pursuant to Rule 41(A)(2) of the Federal Rules of Civil, hereby stipulate and
3 move for an order dismissing WITH PREJUDICE and in their entirety (1) all claims or
4 counterclaims brought by Implicit against Microsoft and (2) all claims or counterclaims
5 brought by Microsoft against Implicit, with each party to bear its own costs, expenses and
6 attorneys' fees.

7 Dated: April 2, 2010

HOSIE RICE LLP

9 */s/ Spencer Hosie*
10 SPENCER HOSIE
11 *Attorneys for Plaintiff*
12 *IMPLICIT NETWORKS, INC.*

13 Dated: April 2, 2010

K&L GATES LLP

14 */s/ Michael J. Bettinger*
15 MICHAEL J. BETTINGER
16 *Attorney for Defendant*
17 *MICROSOFT CORPORATION*

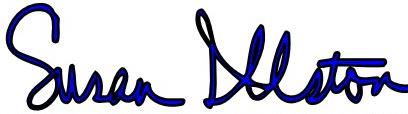
18 I hereby attest pursuant to General Order 45.X.B. that concurrence in the electronic
19 filing of this document has been obtained from the other signatories.

20 DATED: April 2, 2010

21 */s/ Spencer Hosie*
22 Spencer Hosie

1 **IT IS SO ORDERED.**
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DATED this ____ day of April, 2010.


HONORABLE SUSAN ILLSTON
UNITED STATES DISTRICT JUDGE